

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

RONALD BURKE,

Plaintiff,

v.

HOYT CORPORATION AND  
BENEFIRST LLC,

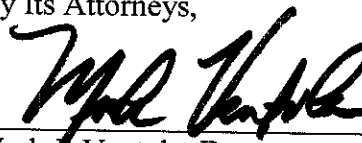
Defendants.

CIVIL ACTION NO. 04 10509 REK

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 16.1(D)(3)**  
**SUBMITTED BY DEFENDANT BENEFIRST LLC**

Pursuant to Local Rule 16.1(D)(3) the undersigned hereby certify that they have conferred: (a) with a view to establishing a budget for the costs of conducting the full course, and various alternative courses, of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs, such as those outline in Local Rule 16.4.

Respectfully submitted,  
BeneFirst LLC  
By Its Attorneys,



Mark J. Ventola, Esq.  
BBO# 549570  
Sheehan Phinney Bass + Green, PA  
260 Franklin Street  
Suite 1901  
Boston, MA 02110  
617-897-5630

Dated: May 4, 2004

A handwritten signature in black ink, appearing to read 'Ch. Dobens', written over a horizontal line.

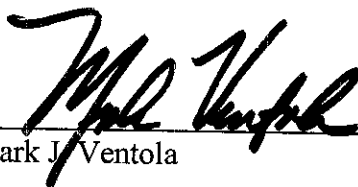
Charles Dobens, Chief Executive Officer  
BeneFirst LLC

Certificate of Service

I, Mark J. Ventola, do hereby certify that on this 4<sup>th</sup> day of May 2004, I served the foregoing, by first-class mail, upon:

Melissa S. Connors, Esq.  
P.O. Box 98  
Swansea, MA 02777

Richard E. Burke, Jr., Esq.  
Beauregard Burke & Franco  
32 William Street  
New Bedford, MA 02741

  
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Mark J. Ventola